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February 19, 2015

CHAIRMAN RANAE LENTZ, TREASURER
OHIO REPUBLICAN PARTY STATE CENTRAL
& EXECUTIVE COMMITTEE
211 S. FIFTH STREET
COLUMBUS, OH 43215

Response Due Date 03/26/2015

**IDENTIFICATION NUMBER: C00162339** 

REFERENCE: AMENDED 30 DAY POST-GENERAL REPORT (10/16/2014 - 11/24/2014), RECEIVED 12/18/2014

#### Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. Failure to adequately respond by the response date noted above could result in an audit or enforcement action. Additional information is needed for the following 9 item(s):

- 1. The beginning cash balance of this report does not equal the ending balance of your 12 Day Pre-General Report (10/1/14 10/15/14). Please correct this discrepancy and amend all subsequent report(s) that may be affected by the correction. (52 U.S.C. §30104(b) (formerly 2 U.S.C. § 434(b)(1)))
- 2. The totals listed on Lines 6(c), 12, 18(a), 18(c), 19, and 20, Column B of the Summary and Detailed Summary Pages appear to be incorrect. Column B figures for the Summary and Detailed Summary Pages should equal the sum of the Column B figures on your previous report and the Column A figures on this report. Please file an amendment to your report to correct the Column B discrepancies for this report and all subsequent report(s) which may be affected by this correction. Note that Column B should reflect only the Calendar Year-to-Date totals. (52 U.S.C. §30104(b) (formerly 2 U.S.C. § 434(b)))
- **3.** Schedule A of your report (see attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. Please be advised that 52 U.S.C. §30116(f) (formerly 2 U.S.C. §441a(f)) and 11 CFR §110.2(d) prohibit a state, district or local party committee (combined) from receiving any contribution from a multicandidate political committee in excess of \$5,000 per calendar year.

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If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information.

If any contribution you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained if within 60 days of receipt you (1) transferred the excessive amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution of the option of receiving a refund. Any request from a donor for a refund must be honored

If the foregoing conditions transfers to a non-federal account were not met within 60 days of receipt, the excessive amount must be refunded. (11 CFR §103.3(b)(1) and (3))

Please inform the Commission of your corrective action promptly in writing and provide a photocopy of your check for any transfer-out or refund. In addition, any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report during which the transaction was made.

**4.** A review of the reports filed by your committee indicates that your committee received one or more contributions from "MONSANTO COMPANY CITIZENSHIP FUND AKA MONSANTO CITIZENSHIP FUND" which has been disclosed on their report(s) of receipts and disbursements as a contribution for the non-federal account (see attached). Please be advised, contributions deposited in a federal account must meet the following conditions: the contributions are designated or expressly solicited for use in connection with federal elections and contributors are informed that their contributions are subject to the limits and prohibitions of the Act. 11 CFR §102.5(a)

If any apparently misdeposited contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If the contribution(s) received was misdeposited into the federal account, you may have to make a refund. If within 30 days of receipt you (1) transferred the misdeposited amount to an account not used to influence federal elections, and (2) provided a written notice to the committee making the contribution of the option of receiving a refund, you may retain the contribution in an account not

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used to influence federal elections. Any request from a donor for a refund must be honored.

If the foregoing conditions for transfers to a non-federal account were not met within 30 days of receipt, the misdeposited amount must be refunded. (11 CFR §103.3(b)(1))

Please clarify if the contribution(s) received from the disclosed donor's federal account was permissible. If the contribution was intended for a non-federal account, please inform the Commission of your corrective action promptly in writing and provide a photocopy of your check for any transfer-out or refund. Although the Commission may take further legal action regarding the misdeposited funds, your prompt action will be taken into consideration.

- **5.** A review of the reports filed by your committee indicates that your committee received one or more contribution from "SOUTHERN COMPANY SOUTHERN NUCLEAR OPERATING COMPANY, INC. PAC" which has not been disclosed on their report(s) of receipts and disbursements. Please clarify if the contribution(s) was received from the disclosed donor's federal account and amend your report(s) if necessary.
- **6.** Itemized disbursements must include a brief statement or description of why the disbursements were made. Please amend Schedule B of your report to clarify the following description: "BFS 10/20." For further guidance regarding acceptable purposes of disbursements, please refer to 11 CFR §104.3(b)(3).
- 7. Please amend your report by providing the purpose for each disbursement itemized on Schedule B supporting Line 30(b). (11 CFR §104.3(b)(3))
- **8.** On the Schedule L Aggregation Page for the "LEVIN Account," the beginning cash balance, Line 7, Column A, should equal the ending balance, Line 11, Column A, of your previous report. Please clarify this discrepancy and amend any subsequent report(s) that may be affected by this correction. (52 U.S.C. §30104(b) and (e) (formerly 2 U.S.C. §434(b) and (e)))
- **9.** The totals listed on Lines 2, 3, 8, 9, and 11, Column B of the Schedule L Aggregation Page for the "LEVIN Account" appears to be incorrect. Please be advised that you should add the "Column B Year to Date" total from your previous report to the current "Column A Total This Period" figure to derive the correct Column B total. Please amend your report and any subsequent reports that may be affected by this correction. (52 U.S.C. §30104(b) and (e)

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(formerly 2 U.S.C. §434(b) and (e)))

Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. Requests for extensions of time in which to respond will not be considered.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1177.

Sincerely,

Brian Jones

Sr. Campaign Finance & Reviewing Analyst Reports Analysis Division

Reports Analysis Division

### Excessive Contributions Ohio Republican Party State Central & Executive Committee (C00162339)

#### **Excessive Contributions from Committees**

| Contributor Name        | Date     | Amount     | Report                   |
|-------------------------|----------|------------|--------------------------|
| Fifth Third Bancorp PAC |          |            |                          |
| C00290502               | 5/7/14   | \$1,500.00 | 2014 June Monthly        |
| Fifth Third Bancorp PAC |          |            |                          |
| C00290502               | 7/10/14  | \$1,000.00 | 2014 August Monthly      |
| Fifth Third Bancorp PAC |          |            |                          |
| C00290502               | 8/14/14  | \$500.00   | 2014 September Monthly   |
| Fifth Third Bancorp PAC |          |            |                          |
| C00290502               | 10/22/14 | \$2,000.00 | 2014 30 Day Post-General |
| Fifth Third Bancorp PAC |          |            |                          |
| C00290502               | 10/24/14 | \$1,000.00 | 2014 30 Day Post-General |

| SCHEDULE B (FEC Form 3X) ITEMIZED DISBURSEMENTS  | Use separate schedule(s) for each category of the Detailed Summary Page | FOR LINE (check only | •   |
|--|---|----------------------|---|
|  |   | 27                   | 28a 28b 28c X 29 30b                            |
| Any information copied from such Reports and Sta<br>or for commercial purposes, other than using the n |   |                      |   |
| NAME OF COMMITTEE (In Full)  Monsanto Company Citizenship  | Fund aka Monsanto (   | Citizenship          | Fund  |
| Full Name (Last, First, Middle Initial)  |   |                      | Date of Disbursement                            |
| A. Team Gillespie  Mailing Address 5225 Picking Road   |   |                      | 10 16 2014                                      |
| City   | State Zip Code  |                      |   |
| York   | PA 17406  |                      | Transaction ID: C652B5B5F98BEEA1A98             |
| Purpose of Disbursement Nonfederal Contribution  |   | 011                  | Amount of Each Disbursement this Period         |
| Candidate Name   |   | Cate gory/<br>Type   | 250.00  |
| Office Sought:    House   Disburs  | sement For: Primary General Other (specify) T                           | турс                 | , , , , , , , , , , , , , , , , , , ,           |
| Full Name (Last, First, Middle Initial)  |   |                      | _   |
| B. The Ohio Republican Party   |   |                      | Date of Disbursement                            |
| Mailing Address 211 S. Fifth Street  |   |                      | 10 16 2014                                      |
| City<br>Columbus   | State Zip Code<br>OH 43215  |                      | Transaction ID: 819DA881B62C0A4B3A3             |
| Purpose of Disbursement Nonfederal Contribution  |   | 011                  | Amount of Each Disbursement this Period         |
| Candidate Name   |   | Category/<br>Type    | 1500.00   |
| Office Sought:  Senate  President  State:  Disburs  Senate   | sement For: Primary General Other (specify) T                           |                      |   |
| Full Name (Last, First, Middle Initial)  |   |                      |   |
| C. Tom Berryhill for Senate 2014   |   |                      | Date of Disbursement                            |
| Mailing Address 1552 Coffee Road, #200   |   |                      | 10 29 2014                                      |
| City<br>Modesto  | State Zip Code<br>CA 95355  |                      | Transaction ID : E2802B437C5B0845B43            |
| Purpose of Disbursement Nonfederal Contribution  |   | 011                  |   |
| Candidate Name   |   | Cate gory/<br>Type   | Amount of Each Disbursement this Period 1500.00 |
| Office Sought:    House   Disburger  | sement For: Primary General Other (specify) T                           | **                   | y y   |
| SUBTOTAL of Disbursements This Page (optional  | )   | ······               | 3250.00   |
| TOTAL This Period (last page this line number or   |   | <u> </u>             |   |

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